

MIDDLE DISTRICT OF ALABAMA COURT REPORTER: Jimmy Dickens

☐ARRAIGNMENT ☒CHANGE OF PLEA ☐CONSENT PLEA

☐RULE 44(c) HEARING ☐SENTENCING

PRESIDING MAG. JUDGE: Vanzetta Penn McPherson DEPUTY CLERK: WANDA ROBINSON

CASE NUMBER: 2:06cr123-MHT DEFENDANT NAME: Joseph Anthony Gutierrez

AUSA: A. Clark Morris DEFENDANT ATTY: Kevin L. Butler

Type Counsel: () Waived; () Retained; () Panel CJA; (X) CDO

USPO: Jakki Caple

De fendant _____ does ☒ does NOT need and interpreter.

Interpreter present? ☒ NO _____ YES Name: _____

- This is defendant's **FIRST APPEARANCE. (Docket kia!!!)**
- WAIVER OF INDICTMENT executed and filed.
- MISDEMEANOR INFORMATION filed.
- Juvenile Information filed w/Certificate that State Court refuses jurisdiction.

PLEA: ☐ Not Guilty ☐Nol Contendere

☐Not Guilty by reason of insanity

xGuilty as to:

XCount(s) 1, 2 of the Felony Indictment.

☐Count(s) _____ ☐ dismissed on oral motion of USA;

☐ to be dismissed at sentencing

X — ORAL ORDER ADJUDICATING GUILT as to COUNTS 1, 2

X— Written plea agreement filed. ☐ OPEN/ORAL Plea Agreement. ☐ ORDERED SEALED. ☐ No Plea Agreement entered

— _____ Days to file pretrial motions. ☐ _____ Trial date or term.

— **ORDER:** Defendant Continued under ☐ same bond ; ☐ Released on Bond & Conditions of Release

☐ summons; for:

☐ Trial on _____; ☐ Sentencing on _____ ☐ _____ Bond ☐ to be set by Separate Order

x — **ORDER:** Defendant remanded to custody of U.S. Marshal for:

☐ Posting a \$ _____ Bond;

☐ Trial on _____; or x Sentencing _____ x set by separate Order.

Rule 44 Hearing: ☐ Waiver of Conflict of Interest Form executed. ☐ Detention requests time to secure new counsel.